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May 9, 2003

Via Hand Delivery

Commissioner for Patents
Washington, D.C. 20231

Re: U.S. Patent Application Serial No. 09/813453
For: *Microorganisms and Assays for the Identification of Antibiotics*
Inventors: Yocum, R. Rogers, et al.
Filed: March 20, 2001
Attorney Docket No. OGZ-001

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Dear Sir:

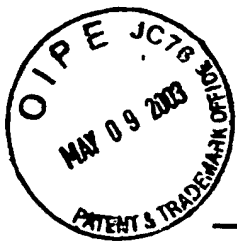
I enclose herewith for filing in the above-identified application the following:

1. Information Disclosure Statement (in duplicate);
2. PTO Form 1449;
3. Copies of references cited in PTO Form 1449 (14);
4. Copy of the International Search Report; and
5. Return postcard.

No additional costs are believed to be due in connection with the filing of this Information Disclosure Statement. However, please charge any necessary fees in connection with the enclosed statement to our Deposit Order Account No. 12-0080. For this purpose, a duplicate of this sheet is attached.

Respectfully submitted,
LAHIVE & COCKFIELD, LLP

Debra J. Milasincic, Esq.
Registration No. 46,931
Attorney for Applicants



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#12

In re the application of: Yocum, R. Rogers, *et al.*

Serial No.: 09/813453

Filed: March 20, 2001

For: *Microorganisms and Assays for the Identification of Antibiotics*

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Group Art Unit: 1648

Examiner: Z. Lucas

Commissioner for Patents
Washington, D.C. 20231

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Dear Sir:

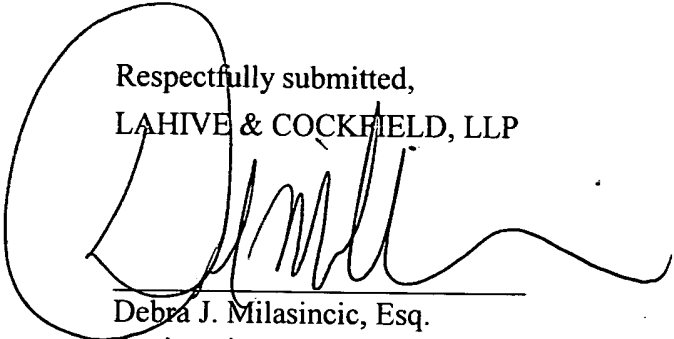
Applicants and their Attorney are aware of the following publications and information, listed on the attached PTO Form 1449, and in accordance with 37 CFR §1.97 hereby submit these publications for the Examiner's consideration. Reference ID Nos. A2, A3, A5, A11, and A13-A15 were cited in an International Search Report during the prosecution of WO 02/016601 dated October 7, 2002 which corresponds to the above referenced application. A copy of the report (as published on January 23, 2003) and Reference ID Nos. A2-A15 are enclosed. A copy of Reference ID No. A1 is not enclosed as it is substantively cumulative (i.e., includes the same disclosure as Reference ID No. A2).

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, Applicants understand that the Examiner will make an independent evaluation of the cited publications.

Under 37 CFR § 1.97(b)(3), no additional costs are believed to be due in connection with the filing of this disclosure. If, however, a first Office Action on the merits issues in this application bearing a mailing date prior to the date of this

Information Disclosure Statement, please charge the appropriate fee as required under 37 CFR §1.17(p) to our Deposit Order Account No. 12-0080.

Respectfully submitted,
LAHIVE & COCKFIELD, LLP



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Enclosures